IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

Crl.Rev.Pet.No. 1246 of 2007()

CRA.758/2005 of ADDL. SESSIONS FAST TRACK (ADHOC II) COURT, KOZHIKODE

ST.1915/2004 of JUDL. MAGISTRATE OF FIRST CLASS-III, KOZHIKODE

.....

REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED

UDAYAKUMAR M.K,S/O.PARACHAKUTTY,
ANAMAVEETIL,LAKSHMI NIVAS, KALALAYAM ROAD,
AMBALATHUKULANGARA,CHELANNUR, CALICUT.

BY ADV. SRI.M.C.ANTONY

RESPONDENTS: RESPONDENTS/RESPONDNETS/COMPLAINANT & STATE

---

1. CIVIC STEEL AND CEMENT, REP.BY ITS
MANAGING PARTNER,M.K.RAHESH,
S/O. M.P.CHANDRASHEKHARAN,
KARAPARAMBA POST,
CALICUT-10.

2. STATE OF KERALA REPRESENTED BY PUBLIC
PROSECUTOR,HIGH COURT OF KERALA,ERNAKULAM.

BY ADV. SRI. C.M. KAMMAPPU, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 23/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

==========

CRL. R.P. NO. 1246 OF 2007

==========

Dated this the 23rd day of March 2007

O R D E R

The revision petitioner stands convicted for the offence under section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to imprisonment till rising of the court and to pay a compensation of Rs.38,091/- vide section 357(3) Cr.P.C and in default to undergo simple imprisonment for two months.

2. On a perusal of the decisions of the courts below, I find no ground to admit the revision and the same is liable to be dismissed at the threshold. All the same, considering the plea of the counsel for the revision petitioner, the revision petitioner is granted four months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before Judicial First Class Magistrate-III, Kozhikode on 10.07.2007 to receive sentence. Non bailable warrant, if any, pending, shall be kept in abeyance till then.

The Crl.R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

RV